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AUG 01 2005

To:	USPTO Examiner D. K. Ware	From:	Claire Wygand for Cathy Moore Phone: (704) 365-4881 Fax: (704) 365-4851
Fax:	(571) 273-8300	Pages:	17 pages total Facsimile cover sheet (1 page) Change of Address (1 page) Fee Sheet (1 page) 1-month Extension of Time (1 page) Credit card form (1 page) Amendment (12 pages)
Phone:		Date:	August 1, 2005
Re:	Application No. 10/057,107 Filed January 25, 2002 Our Ref.: 01/018 NUT	cc:	

Attached are the documents as indicated above.

Respectfully submitted,

Claire Wygand
Claire Wygand

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 120.00)

Complete If Known

Application Number	10/057.107
Filing Date	January 25, 2002
First Named Inventor	RACZEK
Examiner Name	D. K. Ware
Art Unit	1651
Attorney Docket No.	01/018 NUT

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None
 Deposit Account

Deposit Account Number
50-2193

Deposit Account Name
ProPat, LLC

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) or any underpayment of fee(s)

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 285	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1006 180	2006 80	Provisional filing fee	

SUBTOTAL (1) (\$)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Extra Claims	Fee from below	Fee Paid
		-20** =		
		- 3** =		

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 88	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

** or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 180	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 180	1053 130	Non-English specification	
1812 2,620	1812 2,620	For filing a request for ex parte reexamination	
1804 820*	1804 820*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1281 110	2281 58	Extension for reply within first month	120.00
1282 420	2282 210	Extension for reply within second month	
1283 850	2283 476	Extension for reply within third month	
1284 1,480	2284 740	Extension for reply within fourth month	
1285 2,010	2286 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 65	Petition to revive - unavoidable	
1453 1,830	2453 685	Petition to revive - unintentional	
1601 1,830	2601 885	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1603 840	2503 320	Plant issue fee	
1480 130	1480 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 800	1802 800	Request for expedited examination of a design application	

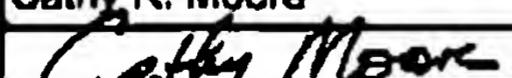
Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 120.00)

SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Cathy R. Moore	Registration No. (Attorney/Agent)	45,764	Telephone	704 385-4881
Signature		Date	August 1, 2005		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Attorney Docket No. 01/018 NUT
Customer No. 38263

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Raczek

Group Art Unit: 1651

Application No.: 10/057,107

Examiner: D. K. Ware

Filed: January 25, 2002

Confirmation No.: 2752

For: SORBIC ACID PRODUCT COMPRISING
PROBIOTICS AS ADDITION TO FEEDSTUFFS
IN AGRICULTURAL LIVESTOCK REARING

AMENDMENT AFTER FINAL

Commissioner for Patents
Alexandria, VA 22313-1450

Charlotte, North Carolina
August 1, 2005

Dear Sir:

In response to the final Office Action dated April 21, 2005, kindly consider the following amendments and remarks. Also enclosed are: a) one-month extension of time; b) credit card form; and c) change of address.

Amendments to the Claims are reflected in the listing of claims which begins on Page 2 of this paper.

Remarks begin on Page 5 of this paper.